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Attorney for *Mario Castro*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARIO CASTRO,

Defendant.

Case No. 2:19-cr-00295-GMN-NJK

**SIXTH STIPULATION TO MODIFY
CONDITIONS OF RELEASE**

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson United States Attorney, and Department of Justice Trial Attorney Timothy T. Finley, counsel for government, and Richard E. Tanasi, counsel for defendant Mario Castro, that Mr. Castro's conditions of release be modified to permit travel to California, New Mexico, and Texas for work purposes.

This Stipulation is entered into for the following reasons:

1. On August 18, 2020, the parties stipulated to Mario Castro's temporary pretrial release based, in part, on Mr. Castro's health condition and the transmission of COVID-19 at the Nevada Southern Detention Center. ECF No. 134. The parties proposed several conditions for Mr. Castro's release. *Id.*

1 2. On August 26, 2020, the Court granted Mr. Castro's pretrial release on
2 conditions, one of which required him to maintain employment. ECF No. 137 and 141 at p. 5.

3 3. On October 14, 2021, this Court modified Mr. Castro's conditions of release to
4 expand his travel restriction to include the states of Nevada and California in order for Mr.
5 Castro to be able to become full-time employed as an interstate truck driver transporting
6 vegetables from Southern California to Las Vegas for his employer. ECF No. 225.

7 4. After the modification of his pretrial release permitting his travel to California
8 for work purposes, Mr. Castro learned that his purchased commercial truck did not comply with
9 California regulations. As a result, on January 5, 2022, Mr. Castro applied to this Court for an
10 order permitting him to travel to Arizona and Utah instead of California. ECF No. 247. On the
11 same day, the Court granted his requested modification, and removed previously granted
12 modification for travel to California. ECF No. 248.

13 5. Since the last modification order (ECF No. 248), Ashley Castro, owner of VIK
14 Transport, LLC has informed Defendant Mario Castro and his undersigned counsel that she is
15 currently operating a 2015 Volvo semi truck. She is currently doing business in Arizona and
16 Utah, but mainly California. California law requires a 2010 or newer operating vehicle. Ashley
17 Castro has a job offer for Defendant Mario Castro requiring travel to California/Nevada.
18 Additionally, Ashley Castro has job offers for Defendant Mario Castro to travel to Texas and
19 New Mexico. Defendant Mario Castro is currently experiencing financial hardship and
20 permitting his employment travel to and from California, Texas and New Mexico will give him
21 the opportunity to earn more wages.

22 6. Counsel for Mr. Castro has contacted his supervising pretrial services officer,
23 Officer Lauby, who has no objection to Mr. Castro's request. The government also does not
24 oppose this request.

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DATED this 4th day of November 2022.

By /s/ Richard Tanasi

RICHARD TANASI
Counsel for Defendant

By /s/ Timothy T. Finley

TIMOTHY T. FINLEY
Counsel for Government

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ORDER

Pending before the Court is the parties' sixth stipulation to modify conditions of pretrial release. The parties ask the Court to modify Defendant's pretrial release conditions to permit him travel to California, Texas, and New Mexico for work purposes. The parties submit that Defendant's Pretrial Services Officer does not object to this request.

IT IS ORDERED that the parties' stipulation, is hereby GRANTED.

DATED: November 4, 2022.


UNITED STATES MAGISTRATE JUDGE